G. R. S. IX-5]

Recem

Previous references.

Cts 400. 14(1-4)
Legis 23-187 (42)
Cts 111-187 (1 to 6)

File No. 111-18

1918.

(Courts.)

Serial Nos. 718.

Later references.

Cts. 17-19 (11, 12, 13 & 15 & 23)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Index only

Part B for 1918

SUBJECT.

Honorary magistrates, Mysore dist.

Sec 7) From. The Dist magte, Mysore Dist
" No 576 dt 5th April 19.
States that Kavéripatnam Subbaraja Setti appointed Honorary magte in Notn No 11823 dt 17.12.918 has been elected as Municipal Councillor and recommends that Mr Adinarayana Setti may be appointed Hon. magte in his place.

Sec 8) To. The Dist. magte Mysore
" Dist. magte Kolar
No Sg 337. 44 dt 5.7.19.
Invites the recommendation of the Dist magte in Mysore for filling up the vacancy said to have been caused by the election of Mr Subba Raja Setti as Municipal Councillor.

Dup

14455 1

G. R. S. III—1] 1918.

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 111-18

FILE HEADING.

Honorary magistrates, Mysore city

From

The Dt. magistrate, Mysore

No. 576 Dated 5-4-1919 Received 10-4-1919

Diary No. 14655	Enclos.	Spare Copies.	Serial No. 7.

BRIEF ABSTRACT OF LETTER.

States that Mr. Kaveripattanam Subbaraya Setti appointed Hony. magistrate vide notifn no 11823 dt 17-12-1918 has been elected as municipal councillor & recommends that Mr Adinarayana Setti may be appointed Hony. magistrate in his place.

NOTES AND ORDERS.

Secy) with a draft notification.

SG 2/5 AMC 8/5

1) He is also undergraduate of the Mad. University. Draft may be approved.

DMC 7/5

1615 20/5/19

Chief Sec

I Member

NOTES—First Sheet.

DMC 16/5/19

DM 19/5/19

H. R. S. III-2]

14455

General and Revenue Secretariat. | C5 File No. 111 of 191 8

Serial No.

3 Appl with a slight addn to show how the vacancy has arisen. (The Asstt Secy should satisfy himself before issue of the appl whether under the rules election to the Mcl Council ipso facto as a vacating of the place attracts Sec 13(g) (I should have done the needful if this has been put up for ref.)

Please put up Rules

D 11/5 22/5

Note:- Mr Gupta will kindly see that all papers are put up before file are sent to this Member in future

D 11/5 22/5

Notes not req

H.Y

4 Resubmitted with cts file 4 00-14 relating to the question of appointing municipal councillors as Hon: Magts. Kind reference is respectfully invited to paras 22 & 23 of the office notes of that file where it has been considered that a specific ruling that mcl. councillors are not eligible is not expedient. Subd. for orders. There seem to be no other rules on the point.

SG 22/5

ASR 22/5

6 Does the absence of an express rule, it seems to be difficult to hold that election to the M[illegible] Council operates ipso facto as a disqualifn to sit as a Benchi Magistrate. Kind perusal is

NOTE—Contn. sheet.

Serial No.

invited to his discussion of this Bomb
under 400/14 (H:G).

7 If appd, enquiries will be made
whether Mrs Subramayashetty has resigned
his place as an Hon'ble Magte after his
election to the Mb Council.

Subd for order
D. M.
26/5.

~~I Member~~

8 Hon'ble agent is invited to deptl.
No. 23/18 in which it has been
decided that there is no legal objn
to Hon'ble Magtes being nominated
Mb Councillors (H:G).

D. M.
26/5.

17/3
26.5.19

I Member

9) I am sorry the Secretariat did not look up these points before submitting the papers to me with first instance. If I had not enjoined a verification of the view underlying the office dept before it issued we should have got into a nice mess!

10) Now according to the rules governing there is nothing to prevent an Hon'ble Magte from being a Municipal Comr, though as regards the converse case the policy of Govt is to refrain from selecting a Mb Comr for election as Hon'ble Magte

NOTE—Contn. sheet

General and Revenue Secretariat. | C/5 File No. 111 of 1918.

Serial No.

Magte - The Dt Magte of Mysore is in error in stating that Mr K. Subbaraya Setti, by being elected a Ind Civ, is disqualified from sitting on the Revenue Board & Magtes to which he has ~~been~~ been appointed ~~as~~ as long as he has not himself resigned his place thereon. This he is not reported to have done. In the circs the recommendation of the Dt Magte cannot be accepted.

Please draft a brief order as above & submit thro' the dy Secy

28/5

D. M. 29/5.

11) Submd. with a draft order.

30/5 30/5 AGR 31/5

12) As the G.O is in the nature of a standing order, it is for orders if it may also be addressed to the Dt Magtes of other Districts.

AGR 31/5

13) Please put up clean Offc today

D. M. 6/6

14) Clean Dft. to put up.

15) Submd for apprl

6/6/19. AGR 6/6

D. M. 6/6

Chief Secy

I Member

6. W. Submit his Offc. D. M.

Extracts taken and the explanation will be submd. separately.

30/5

2008 18.6.19

NOTE—Contn. sheet.

C&S 15/6/19 D. M. 7/6

G. R. S. III-2]

General and Revenue Secretariat.

14435

5 File No. 111 of 1918.

Serial No.	
8	To The Dist. Magl, Mysore " Dist. Magls of Other Dists No. 337-44 & 57-19 Declines the recommendation of the Dist Magl Mysore, for filling up the vacancy said to have been caused by the election of Mr Subba Raya Chetty as Municipal Councillor

Ag 9/7

1 JUL 1919

NOTE—Contn. sheet.

Ref on
Pol. C. No. 576 5 4 19
No. J 10-19

CS 10
111-18
7

Office of the District Magistrate,
Mysore District.
Dated, Mysore, 4th April 1919.

From

T. Chokkanna, Esquire, B.A.,
District Magistrate,
Mysore District.

To

C.S. Balasundaram Iyer, Esquire, B.A.,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

Sir,

I have the honor to state that Mr. Kaveripatnam Subbaraya Setti who was in Government Order No.11823 dated 17th December 1918 appointed an Honorary Bench Magistrate, has since been elected a Municipal Councillor and as such is disqualified for sitting on the Bench Court.

CS 111-18 N 4

One Mr. Adinarayana Setti a Jeweller and Diamond merchant has applied for this appointment. He is an undergraduate of the Madras University and a land holder and belongs to the Vaisya Community. His name was last included in the lists of gentlemen recommended by Mr. K. Matthan when District Magistrate of Mysore. As Mr. Kaveripatnam Subraya Setti was selected he lost his chance.

I beg to recommend that the said Mr. Adinarayana Setti may now be given the vacant place.

I have the honor to be,
Sir,
Your most obedient servant,

District Magistrate,
Mysore District.

A.N.

WD 0463—GPB—3,00,000—21-7-11—S.

From 65668 191

The District Magistrate,

To Mysore District.

The Chief Secretary to Govt.,
Bangalore.

Dated

Despatched 4th April 1919.

Received 7 APR 1919

General No. Ref in para 2 of G.O. No. 676 dated 31-3-19

No. 0

Enclosure No. Nil

Recommends one Mr. Adinarayana Setti for appointment as Bench Magistrate.

Draft
P. 9/4

G.R.S. VI–71]

(7)

SUBJECT Recommendation of the Dt Magte, Mysore, for filling up the vacancy said to have been caused by the election of Mr Subbaya Setty as Municl Councillor

Diary No. of letter replied to

Section C

File No. 111–18

Serial No. 8

General and Revenue Secretariat

( )

Proceedings of the Government of His Highness the Maharaja of Mysore.

, *the* 191

Date of issue 5/2/19

Signed by

Read—

Letter Rep. on Petn. C

No 576 / 9-18-19 Dd 5-4-1918 from the Dt magistrate, Mysore

Dd 19 recommending that Mr. Adinarayana Setti may be appointed Hony magistrate vice Mr. K. Subbaraja Setty who has been elected a municipal Councillor and as such is disqualified from sitting on the Bench.

May this be

i Printed ?

treated as a standing order ?

published in the Gazette, English Part ?

translated ?

v placed at the disposal of the press ?

vi published in the Gazette, Kannada Part ?

Order Thereon—No.

Order No. 4337-44

Though the policy of Govt. is to refrain from selecting a municipal councillor for appointment as Hony. magte, there is nothing under the rules or rules to prevent an Hony magte from seeking election as a Mpl Councillor if Conservancy

it is not correct to hold that Mrs. K. Subbaraya Setti by being elected a municipal councillor, ipso facto is disqualified from sitting on the Bench of Hony magtes. to which he had previously been appointed, so long as he has not himself resigned his place thereon. As this is not reported to have been done, Govt. cannot accept the Recommendation of the Dt. magte. In such a case the Dt magte may inform the Govt magte concerned that he shd not take part in the trial of cases in which the parties

Copied by
Examined by

Chief Secy to Govt.

D.M. 6/6

To the Dt. magte Mysore
" Dt. magte of other Dts.

SG 6/6 RRM 6/6

List of enclosures.

WD 1744—GPB—30,000—41-3-19

not approved
not issued 9

G. R. S VI G/32

SUBJECT . . Appointment of Mr. Srinivasayya Setti as Hon. magistrate, Mysore.

Diary No. of letter replied to . . ..

Date of issue .....

Signed by . . . .

GENERAL AND REVENUE SECRETARIAT

, the 191 .

Section cli

File No. 111-18

Serial No.

No.

Notification

To—

Under S. 14 of the Code of Cri. Procedure, 1898, Govt. are pleased to appoint Mr Srinivasayya Setti, Jeweller, as Special magistrate Mysore city, in the place of Mr. Krishnaiya Subbarayan Setty who has vacated his seat as elected Municipal Councillor.

By order

D.M.
2/5

2/5

Chief Secy to Govt

The compiler, Mysore Gazette.

over.

Copy to the Dist. magistr. Mysore

R. O

Dy Chief Secy